

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

DERRICK M. ALLEN, SR.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	1:20CV1080
	)	
DURHAM COUNTY DETENTION	)	
FACILITY, et al.,	)	
	)	
Defendants.	)	

**ORDER**

The Recommendation of the United States Magistrate Judge was filed with the court in accordance with 28 U.S.C. § 636(b) and, on July 20, 2021, was served on the parties in this action. (Docs. 3, 4.) Plaintiff objected to the Recommendation. (Doc. 5.)\*

The court has appropriately reviewed the portions of the Magistrate Judge's report to which objection was made and has made a de novo determination in accord with the Magistrate Judge's report. The court therefore adopts the Magistrate Judge's Recommendation.

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\* The objections assert that "employee [sic] of Durham County [D]etention [F]acility and Correct [C]are [S]olution fail[ed] to provide adequate health care" apparently in response to Plaintiff's alleged "request[] to have a root canal." (Doc. 5 at 1.) The Complaint contains no allegations regarding a root canal request (see generally Doc. 2) and the objections contain no factual allegations in support of Plaintiff's conclusory root-canal-related contention (see generally Doc. 5). Accordingly, any such claim fails.

IT IS THEREFORE ORDERED that the Complaint is dismissed. A Judgment dismissing this action will be entered contemporaneously with this Order.

/s/ Thomas D. Schroeder  
United States District Judge

August 11, 2021